

Remark

Applicants respectfully request reconsideration of this application as amended. Claims 1-4, 15-17 and 20-21, 23 and 32 have been amended. No claims have been canceled. Therefore, claims 1-33 are now presented for examination.

35 U.S.C. §102 Rejection

Ellis

The Examiner has rejected claims 1-4, 6, 10-18, 20-25 and 30-32 under 35 U.S.C. §102 (e) as being anticipated by Ellis et al., U.S. Patent No. 7,185,355 (“Ellis”). In the previous final rejection, the Examiner identified a reference that showed a single favorite channel list for a user. Portion of this one channel list can be displayed in different ways, by limiting the list to a particular category (sports, movies, etc. The Examiner then equated this to the multiple lists per user of the present invention.

The claims have been further clarified to point out the distinction that the lists of the present invention are multiple stored lists (see paragraph 0038 of the application as published), not different views of a single list. While a user may establish a particular list for a category, this list may be different and contain items not on any other user list. This provides a significant user benefit as compared to a single list that can be limited to certain category views.

Inasmuch as the cited reference fails to show multiple stored lists as recited in the claims, as amended, Applicants respectfully submit that the claims are not anticipated by that reference.

35 U.S.C. §103 Rejection

Ellis in view of Stinebruner

The Examiner has rejected claims 5, 7-9, 19, 26-29 and 33 under 35 U.S.C. §103 (a) as being unpatentable over Ellis in view of Stinebruner, U.S. Patent No. 6,133,910 (“Stinebruner”). This rejection relies on the Ellis rejection above and is traversed on the same grounds.

Conclusion

Applicants respectfully submit that the rejections have been overcome by the amendment and remark, and that the claims as amended are now in condition for allowance. Accordingly, Applicants respectfully request the rejections be withdrawn and the claims as amended be allowed.

Invitation for a Telephone Interview

The Examiner is requested to call the undersigned at (303) 740-1980 if there remains any issue with allowance of the case.

Request for an Extension of Time

Applicants respectfully petition for an extension of time to respond to the outstanding Office Action pursuant to 37 C.F.R. § 1.136(a) should one be necessary. Please charge our Deposit Account No. 02-2666 to cover the necessary fee under 37 C.F.R. § 1.17(a) for such an extension.


Charge our Deposit Account

Please charge any shortage to our Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Date: November 21, 2008



Gordon R. Lindeen III
Reg. No. 33,192

1279 Oakmead Parkway
Sunnyvale, California 94085-4040
(303) 740-1980